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No. 140

FOOD AND CIVIL SUPPLIES SECRETARIAT

ORDER

Bangalore, dated 31st May 1967.

S. O. 1089.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with GSK No. 106, dated the 9th June, 1966, issued by the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), the Government of Mysore hereby makes the following order, namely:—

1. **Title, extent and commencement.**—(1) This order may be called the Mysore Edible Oils and Vanaspathi (Maintenance of Accounts, Display of Prices and Stocks) Order, 1967.

(2) It extends to the whole of the State of Mysore.

(3) It shall come into force on the 15th June, 1967.

2. Definitions—In this order, unless the context otherwise requires—

(a) "dealer" means a person carrying on the business of purchase or sale of all or any of the edible oils and Vanaspathi, whether wholesale or retail, and whether or not in conjunction with any other business, and includes manufacturers and commission agents engaged in any such business;

(b) "edible oil" means any vegetable oil (not hydrogenated) used for human consumption and specified in the schedule to this order;

(c) "Enforcement Officer" means any person appointed by order by the Controller of Civil Supplies and Iron and Steel in Mysore, Bangalore, as Enforcement Officer in respect of such area as may be specified in such Order, and where no such person has been appointed in any area the Inspector and/or the Assistant Inspector of Civil Supplies and Iron and Steel having jurisdiction in the area.

(d) "Vanaspathi" means any hydrogenated vegetable oil.

3. Maintenance of Accounts.—(1) Every dealer shall maintain a register of daily accounts of his stocks of edible oils and vanaspathi showing correctly—

(a) the opening stock on each day;

(b) the quantities received during the day showing he place from where and the source from which received;

(c) the quantities delivered or otherwise removed during the day showing the places of destination; and

(d) the closing stock at the end of the day.

(2) Every dealer shall complete his accounts for each day before the commencement of business on the next working day, unless prevented by reasonable cause, the burden of proving which shall be upon him.

4. Dealer not to withhold stocks from sale.—No dealer shall withhold from sale or refuse to sell edible oil and vanaspathi ordinarily kept for sale.

5. Dealer to issue receipt or invoice.—Every dealer shall issue to every purchaser a correct receipt or invoice, as the case may be, showing his own name and address, the name and address of the purchaser, the date of transaction, the quantity and commodity sold, the price per unit of sale and the total amount charged, and shall keep a duplicate of the same to be available for inspection.

6. Display of stocks and prices.—(*a*) Every dealer shall exhibit at the entrance or some other conspicuous part of his place of business a statement indicating the stocks of edible oil and vanaspathi in his possession available for sale at the commencement of each working day.

(*b*) Every dealer shall also display at the entrance or some other conspicuous part of his place of business on a special board to be maintained for this purpose, the price at which edible oil and vanaspathi is offered for sale.

(*c*) The statement of stock and the statement of price maintained and displayed under sub-clauses (*a*) and (*b*) shall specify the name of the edible oil and vanaspathi in English or Kannada or in any other language understood by the majority of the purchasers of the dealer in the area concerned and the price in the international from of Indian numerals.

(*d*) Subject to the provision of sub-clause (*c*) a dealer may maintain and display the statement of stocks and the statement of price in more than one language or in any language as he may desire.

7. Dealer to give facilities for inspection.—Every dealer shall give all facilities at all reasonable times to any Enforcement Officer for inspection of his stocks and accounts at any shop, godown or other places used by him for the storage, sale or purchase of edible oils and vanaspathi.

8. Power of entry, search and seizure.—(1) Any Enforcement Officer with a view to securing compliance with this order or to satisfying himself that the provisions of this order have not been contravened ;

(*a*) enter into, or search any premises, vehicles, vessels or other conveyances in which he has reason to believe that a contravention of this order has been, is being, or is about to be committed;

(*b*) seize the stocks of edible oils and vanaspathi along with the packages, coverings or receptacles in which such edible oil and vanaspathi are found and the animals, vehicles, vessels or other conveyances used in carrying such edible oils and vanaspathi in respect of which the Officer has reason to believe that a contravention of this order has been, is being, or is about to be committed.

(2) The provisions of Sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

SCHEDULE

[*See* sub-clause (*b*) of clause 2]

(1) Groundnut Oil.
(2) Gingelly Oil,
(3) Mustard Oil.
(4) Cocoanut Oil.

[No. FSD 164 BCS 66.]

By Order and in the name of the Governor of Mysore,

S. SANTHI,

Deputy Secretary to Government,
Food & Civil Supplies Department.

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